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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**

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IN RE APPLICATION OF

HEIFETZ ET AL.

APPLICATION NO: 09/309,038

FILED: MAY 10, 1999

FOR: REGULATION OF GENE EXPRESSION

Assistant Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Sir:

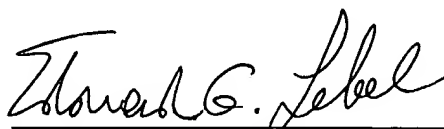
Applicant believes this paper is being filed before the mailing date of a first Office Action on the merits, and so under 37 C.F.R. §1.97(b)(3) no fees are required. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134.

In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

Copies of these references are enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form(s).

Respectfully submitted,

A handwritten signature in cursive script, reading "Edouard G. Lebel". The signature is written in dark ink and is positioned above a horizontal line.

Edouard G. Lebel, Ph.D.  
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Date: August 16, 1999